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DEBTORS' OMNIBUS OBJECTION TO MICHAEL & MARIA BARR'S CLAIMS PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULES 3003 AND 3007; DECLARATION OF PAUL D. HUYGENS IN SUPPORT THEREOF

The above-captioned debtors and debtors in possession (collectively, the "<u>Debtors</u>") hereby object (the "<u>Omnibus Objection</u>") to each of the claims (the "<u>Barr Claims</u>"), identified herein on Exhibit A, pursuant to section 502(b) of title 11 of the United States Code (the "<u>Bankruptcy Code</u>") and Rules 3003 and 3007 of the Federal Rules of Bankruptcy Procedure (the "<u>Bankruptcy Rules</u>"), and request the entry of an order (the "<u>Order</u>") disallowing and expunging each of the Barr Claims as indicated in further detail below. The proofs of claim for the Barr Claims are attached hereto as Exhibit B. In support of this Omnibus Objection, the Debtors rely on the *Declaration of Paul D. Huygens in Support of Debtors' Omnibus Objection to Michael & Maria Barr's Claims*, attached hereto. In further support of this Omnibus Objection, the Debtors respectfully represent as follows:

BACKGROUND

1. On March 31, 2009, the above-captioned Debtors (the "Primary Filers"), except Tuscany Golf Country Club, LLC, Pinnacle Grading, LLC, and Rhodes Homes Arizona, LLC (the "Secondary Filers"), filed voluntary petitions for relief under chapter 11 of title 11 of the Bankruptcy Code. On April 1, 2009, the Secondary Filers filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code. All references to Petition Date herein shall mean March 31, 2009 for the Primary Filers or April 1, 2009 for the Secondary Filers, as applicable. The Debtors are continuing in possession of their property and are operating and managing their

Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14887).

² The Debtors reserve the right to file additional omnibus objections, whether on substantive or non-substantive grounds, to any and all other claims filed against their estates.

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businesses, as debtors in possession, pursuant to sections 1107 and 1108 of the Bankruptcy Code.

2. The Debtors object to each of the Barr Claims as set forth in detail on Exhibit A hereto. The proofs of claim are attached hereto as Exhibit B.

RELIEF REQUESTED

3. By this Omnibus Objection, the Debtors seek entry of an order, pursuant to section 502(b) of the Bankruptcy Code and Bankruptcy Rules 3003 and 3007, disallowing in full and expunging the Barr Claims as set forth in **Exhibit A**.

OBJECTION

- 4. Michael & Maria Barr (the "Homeowners") filed three identical claims against three separate Debtor entities for work performed by Envision Concrete, LLC ("Envision"). Envision filed a lien against the Homeowners' home for a claim allegedly due and owing by the Debtors.
- 5. Envision has also filed a separate claim against the Debtors, which included the Homeowners' lien amount. Envision subsequently released the lien against the Homeowners' house. The Debtors sent the Homeowners a letter requesting the withdrawal of their claim to avoid an objection being filed. See Exhibit C. As of the date of this Objection, the Debtors have not received any response from the Homeowners.
- 6. Bankruptcy Code section 502 authorizes a party in interest to object to claims. See 11 U.S.C. §502(a). Although a proper proof of claim is presumed valid under Bankruptcy Rule 3001(f), once an objection controverts the presumption, the creditor has the ultimate burden of persuasion as to the validity and amount of the claim. Ashford v. Consolidated Pioneer Mortg. (In re Consolidated Pioneer Mortg.), 178 B.R. 222, 226 (B.A.P. 9th Cir. 1995), aff'd, 91 F.3d 151 (9th Cir. 1996) (quoting In re Allegheny International, Inc., 954 F.2d 167, 173-74 (3d Cir. 1992)). The Bankruptcy Appellate Panel for the Ninth Circuit explained the shifting burdens of proof with respect to objection to proofs of claim as follows:

The burden of proof for claims brought in the bankruptcy court under 11 U.S.C.A. § 502(a) rests on different parties at different

times. Initially, the claimant must allege facts sufficient to support the claim. If the averments in his filed claim meet this standard of sufficiency, it is "prima facie" valid. In other words, a claim that alleges facts sufficient to support a legal liability to the claimant satisfies the claimant's initial obligation to go forward. . . . The burden of persuasion is always on the claimant.

Id. (emphasis added). Following this decision, the District Court for the Northern District of California emphasized, "unless the claimant has alleged 'facts sufficient to support a legal liability, 'the claim is not prima facie valid." In re Hongnisto, 293 B.R. 45, 50 (N.D. Cal. 2003) (quoting Consolidated Pioneer Mortg., 178 B.R. at 266) (holding that the claimant's proof of claim failed to allege sufficient facts to support a legal liability and consequently disallowed the proof of claim); see Consolidated Pioneer Mortg., 178 B.R. at 227 (holding that because the proof of claim did not allege sufficient facts to support the claim, the proof of claim was disallowed).

7. Based on the Debtors' review of their books and records and the disputed Barr Claims, the claimants have no valid legal justification for asserting the Barr Claims against the given Debtor as filed. As a result, the Debtors submit that the Bar Claims should be disallowed in their entirety.

CONCLUSION

8. The Debtors object to the allowance of the Barr Claims for the reasons stated herein, and the Debtors hereby move this Court for an Order disallowing and expunging each of the Barr Claims as set forth in the column marked "Proposed Treatment/Disposition" in Exhibit A.

NOTICE

9. Notice of this objection has been provided to (i) the Office of the United States
Trustee, (ii) counsel to the Creditors' Committee, (iii) the holder of the Barr Claims to which the
Debtors are objecting in this Omnibus Objection in accordance with the addresses provided in
the proof of claim for each Barr Claim, (iv) each person or entity that has filed a notice of

LARSON & STEPHENS

10. Pursuant to Bankruptcy Rule 3007, the Debtors have provided all claimants affected by the Omnibus Objection with at least thirty (30) days' notice of the hearing on the Omnibus Objection.

WHEREFORE, the Debtors respectfully request that the Court enter an Order, substantially in the form attached hereto as **Exhibit D**, disallowing and expunging each of the Barr Claims as set forth in the Column marked "Proposed Treatment/Disposition" in **Exhibit A** and granting such other and further relief as the Court deems just an proper under the circumstances of these chapter 11 cases.

DATED this 14th day of December, 2009.

LARSON & STEPHENS

/s/ Zachariah Larson, Esq.
Zachariah Larson, Bar No. 7787
Kyle O. Stephens, Bar No. 7928
810 S. Casino Center Blvd., Suite 104
Las Vegas, NV 89101
702/382-1170
Attorneys for Debtors and Debtors in Possession

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DECLARATION OF PAUL D. HUYGENS IN SUPPORT OF DEBTORS' OMNIBUS **OBJECTION TO MICHAEL & MARIA BARR'S CLAIMS**

I, Paul D. Huygens, declare as follows:

- 1. I am the Senior Vice President of Special Projects of the above-captioned debtors and debtors in possession (the "Debtors"). The facts set forth in this Declaration are personally known to me and, if called as a witness, I could and would testify thereto.
- 2. This declaration is submitted in support of the Debtors' Omnibus Objection to Michael & Maria Barr's Claims Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rules 3003 and 3007 (the "Omnibus Objection").
- I am one of the persons responsible for overseeing the claims 3. reconciliation and objection process in the Debtors' chapter 11 cases. I have read the Debtors' Omnibus Objection and am directly, or by and through my personnel or agents, familiar with the information contained therein.
- 4. The claims and attached information and documentation were carefully reviewed and analyzed in good faith, and the Debtors' books and records were referenced for additional support, utilizing due diligence by appropriate personnel of the Debtors. These efforts have resulted in the identification of the disputed "Barr Claims", as identified in Exhibit A to the Omnibus Objection. The proofs of claim for the Barr Claims are attached as Exhibit B to the Omnibus Objection. I have personally reviewed each of the Barr Claims.
- 5. Michael & Maria Barr (the "Homeowners") filed three identical claims against three separate Debtor entities for work performed by Envision Concrete, LLC ("Envision"). Envision filed a lien against the Homeowners' home for a claim allegedly due and owing by the Debtors. Envision has also filed a separate claim against the Debtors, which included the Homeowners' lien amount. Envision subsequently released the lien against the Homeowners' house. The Debtors sent the Homeowners a letter requesting the withdrawal of their claim to avoid an objection being filed. See Exhibit C. As of the date of this Objection, the Debtors have not received any response from the Homeowners As a result, I believe that this claim should be disallowed and expunged by the Court.

	1	6. I believe that granting the relief requested in the Omnibus Objection is in					
	2	the best interests of the Debtors, their estates and their creditors.					
	3	7. I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the					
	4	foregoing is true and correct to the best of my knowledge, information, and belief.					
	5	Executed this 14 th day of December, 2009, at Las Vegas, Nevada.					
	6	/s/ Paul D. Huygens					
	7	Paul D. Huygens					
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LARSON & STEPHENS Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 (702) 382-1170 Fax: (702) 382-1169	9						
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810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Tel: (702) 382-1170 Fax: (702) 382-1169

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EXHIBIT A

73203-001\DOCS_SF:69105.1

EXHIBIT A

To Omnibus Objection to Michael & Maria Barr's Claims

Claim No.	Claimant Name	Filed in Debtor Case	Total Claimed Amount	Total Modified Amount	Proposed Treatment/ Disposition
6	MICHAEL & MARIA BARR 453 VIA STRETTO AVENUE HENDERSON, NV 89011	09-14818	2,460.00	0.00	Disallow claim in its entirety
54	MICHAEL & MARIA BARR 453 VIA STRETTO AVENUE HENDERSON, NV 89011	09-14846	2,460.00	0.00	Disallow claim in its entirety
9	MICHAEL & MARIA BARR 453 VIA STRETTO AVENUE HENDERSON, NV 89011	09-14853	2,460.00	0.00	Disallow claim in its entirety

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Tel: (702) 382-1170 Fax: (702) 382-1169

810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101

LARSON & STEPHENS

EXHIBIT B

73203-001\DOCS_SF:69105.1

CLAIM 6

B 10 (Official Form 10) (12/08) Case 09-14818-lbr Claim 6-1 Filed 06/29/09 Pag	e 1 of 9			
United States Bankruptcy Court	•	PROOF OF CLAIM		
Name of Debror: APAChe Framing, LLC	Case Numb	er:		
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of administrative expense may be filed pursuant to 11 U.S.C. § 503.	The case. A	equest for payment of an		
Name of Creditor (the person or other entity to whom the debtor owe; incomey or property): Name and address where notices should be sent: Wi Chael J. BARR US 3 Via Streets AVENUE Telephone number:	Chock this box to indicate that this claim amends a previously filed claim. Court Claim Number: (If known)			
702-157-9211	Filed on:	· · · · · · · · · · · · · · · · · · ·		
Name and address where payment should be sent (if different from above):	anyone e relatiog t statemen	is box if you are aware that lee has filed a proof of claim o your claim. Attach copy of t giving particulars.		
Telephone number:		is box if you are the debtor in this case.		
1. Amount of Claim as of Date Case Filed: 1. Amount of Claim as of Date Case Filed: 1. Amount of Claim as of Date Case Filed: 1. Amount of Claim as of Date Case Filed: 3. 2460.00 1. If all of your claim is unsecured, do not complete item 4.	5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). any parties of your claim falls in one of the following categories, check the hox and state the			
If all or part of your claim is entitled to priority, complete item 5.	amount.			
Theck this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		priority of the claim.		
2. Basis for Claim: If Culces Performed WARRANTY (See instruction #2 on reverse side.)	[] Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). Wages, salaries, or commissions (up to \$10,950") earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichover is earlier – 11 U.S.C. §507 (a)(4).			
3. Last four digits of any number by which creditor identifies debtor: 3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.) 4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested.				
information. Nature of property or right of setoff:	plan — 11	tions to an employee benefit U.S.C. §507 (a)(5). 425* of deposits toward		
Value of Property:S Annual Interest Rate% Amount of arrearage and other charges as of time case filed included in secured claim.	purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).			
If any: S Basis for perfection:		penalties owed to		
Amount of Secured Claim: \$ Amount Unsecured: \$		ental units – 11 U.S.C. §507		
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.		Specify applicable paragraph		
7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and accurity agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)	of 11 U.S.C. §507 (a)(). Amount entitled to priority: \$ *Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after			
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:				
	the date of a	FOR COURT USE ONLY		
Date: Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any. Michael J. Barr. Michael J. BARR.				
Benefit for an anather Good date of their Rins of the to \$500,000 or inverteenment for up to 5 years, or both	19 // CC #8	152 and 1571		

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> Case 09-14818-lbr Claim 6-1 Filed 06/29/09

Page 2 of Conformed

Requestor:

COMMERCE TITLE

02/13/2006 15:21:43

Book/Instr: 20050213-0003633

Page Count : 3

Fees: \$15.00

N/C Fee: \$8.00

RPTT: \$2,019,50

Frances Deane

Clark County Recorder

A.P. No. 160-32-512-022 Escrow No. 510942-A-MP/ R.P.T.T. \$2,019.60

WHEN RECORDED MAIL TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

MAIL TAX STATEMENT TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Tuscany Acquisitions LLC, a Nevada limited liability company

do(es) hereby GRANT, BARGAIN and SELL to

Michael Barr and Maria Barr, husband and wife as joint tenants

the real property situate in the County of Clark, State of Nevada, described as follows:

Lot 22, Block 1, of TUSCANY PARCEL 6B (formerly known as Palm City-Phase 2 Lot 6B) as shown by Map thereof on file in Book 123 of Plats, Page 31, in the Office of the County Recorder of Clark County, Nevada.

- All general and special taxes for the current fiscal year. 1.
- 2. Covenants, Conditions, Restrictions, Reservations, Rights, Rights of Way and Easements now of record.

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 01/28/2006

Tuscany Acquisitions LLC, a Nevada limited liability company

By: Rhodea Design and Bevelopmennt Corporation, a Nevada Corporation Managing Member

By: Nicole Cervero, Authorized Agent

STATE OF NEVADA

COUNTY OF CLARK

This instrument was acknowledged before me on _____

by Micole

Notary Public

(My commission expires:

NGTARY PL 5L/0
STATE OF NEVADA
County of Cork
AMGELA SMITH
MY ADDOMINER EXCHES LEG 14, 2005

Sent by: Anthony E. Borr Caste 7090134818-lbr 6/32/2010th 6:12:24Filled 06/29/09 11 Page 4 of 9

Debtor: Rhodes Design and Development Corporation

Case No.: 09-14846

Summary

This claim arises due to work performed at the direction of Rhodes Design and Development Corporation a subsidiary of Rhodes Homes ("Rhodes") by Envision Concrete, LLC ("Envision") to my home located at 453 Via Streeto Avenue. Henderson, NV 89011 ("home"), pursuant to the contract and subsequent warranty established between me and the builder of my home — the aforementioned Rhodes.

The work was performed at my home by Envision in April 2009 and Envision then sought payment in the amount of \$2,460.00 from Rhodes. As Rhodes failed to fulfill its obligation to Envision, Envision placed a Mechanic's Lien on my home on May 19, 2009.

Date 6-22-2009

Date 6-22.09

Signature

Signature

Case 09-14818-lbr Claim 6-1 Filed 06/29/09 Page 5 of 9

1 UNITED STATES BANKRUPTCY COURT 2 DISTRICT OF NEVADA 3 4 In re: Chapter 11 5 APACHE FRAMING, LLC Tax I.D. No. 20-8776352 Case No. BK-S-09-14818-LBR 6 Debtor. 7 8 9 NOTICE OF CHAPTER 11 BANKRUPTCY CASE, MEETING OF CREDITORS, AND DEADLINES 10 A chapter 11 bankruptcy case was filed concerning the debtor(s) listed above on March 31, 2009. 11 You may be a creditor of the debtor. This notice lists important deadlines. You may want to 12 consult an attorney to protect your rights. All documents filed in this case may be viewed at the bankruptcy clerk's office at the address listed on this Notice. The dockets and imaged case documents 13 may also be viewed electronically at www.nyb.uscourts.gov or at https://ecf.nvb.uscourts.gov under the lead case: The Rhodes Companies, LLC, case number 69-14814. To register for a PACER login 14 and password, call 1-800-676-6856 or go online at http://pacer.uscourts.gov. 15 NOTE: The staff of the bankruptcy clerk's office cannot give legal advice. See additional information enclosed on the page of this Notice entitled "Explanations." 16 Attorney for Debtor(s) (name and address): 17 ZACHARIAH LARSON 18 **LARSON & STEPHENS** 810 S. CASINO CENTER BLVD., SUITE 104 19 LAS VEGAS, NV 89101 Telephone number: (702) 382-1170 20 PACHULSKI STANG ZIEHL & JONES LLP 21 10100 SANTA MONICA BLVD., 11th FLOOR LOS ANGELES, CA 90067-4100 22 Telephone Number: (310) 277-6910 23 24 Meeting of Creditors

> **DATE: May 7, 2009** TIME: 3:00 PM

LOCATION: Foley Federal Building and U.S. Courthouse 300 Las Vegas Blvd., South, Room 1500 Las Vegas, NV 89101

Creditor with a Foreign Address:

See additional information enclosed on the page of this Notice entitled "Explanations," under the paragraph named "Meeting of Creditors."

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Case 09-14818-lbr Claim 6-1 Filed 06/29/09 Page 6 of 9

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Deadlines to File a Proof of Claim

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For all creditors (except a governmental unit): 90 days after the date first set at the meeting of creditors.

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For a governmental unit: 180 days after the date of the order for relief.

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See additional information on the page of this Notice entitled "Explanations," under the paragraph named "Claims." All claims should be mailed to the Claims Agent listed below. If you wish to receive an acknowledgment of the receipt of your claim, you must provide an extra copy of the claim and a self-addressed stamped envelope.

7

Mail completed Proof of Claim forms to Claims Agent for Debtor:

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Heritage Land Company, LLC c/o Omni Management Group, LLC 16161 Ventura Blvd., Suite C PMB 477

10

Encino, CA 91436 Telephone Number: (866) 989-6144

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DO NOT FILE PROOF OF CLAIM FORMS WITH THE COURT.

12 13

Creditors May Not Take Certain Actions:

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In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request that the court impose a stay. If you attempt to collect a debtor or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

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Address of the Bankruptcy Clerk's Office:

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U.S. Bankruptcy Court 300 Las Vegas Blvd., South

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Las Vegas, NV 89101
Telephone Number: (702) 388-6257
Hours Open: Monday - Friday 9:00 AM - 4:00 PM

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Case 09-14818-lbr Claim 6-1 Filed 06/29/09 Page 7 of 9

	EXPLANATIONS
Filing of Chapter 11 Bankruptcy Case	A bankruptcy case under Chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor(s) listed in this Notice, and order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquida pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of the confirmation hearing, and you may object to the confirmation of the plan and attended the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawyer determine your rights in this case.
Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code § 362. Common example of prohibited actions include contacting the debtor by telephone, mail, or otherwise to demand repayment; taking actions to collect money or obtain property from the debtor repossessing the debtor's property; and starting or continuing lawsuits or foreclosures. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time, and location listed in this Notice. The debtor's representative must be present at the meeting to be questioned under on by the trustee and by creditors. Creditors are welcome to attend, but are not required do so. The meeting may be continued and concluded under a later date without furthen notice. The court, after notice and a hearing, may order that the United States trustee not convene the meeting if the debtor has filed a plan for which the debtor solicited acceptances before filing the case.
Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this Notice, you can obtain one at any bankruptcy clerk's office or by downloading a Proof of Claim from the court's website at www.nvb.uscourts.gov . You may look at the schedules that have been or will be filed the bankruptcy clerk's office (or view electronically at www.nvb.uscourts.gov and clip on PACER). If your claim is scheduled and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you filed a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all or if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File a Proof of Claim" found on this Notice or you might not be paid any money on your claim against the debtor in the bankruptcy case and may be unable to vote on a plan. A secured creditor retains rights in its collateral regardless of whether that creditor files a Proof of Claim. Filing a Proof of Claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a Proof of Claim may surrender important nonmonetary rights, including the right to a jury trial. Filing Deadline for a Creditor with a Foreign Address: The deadlines for filing claims se forth in this Notice apply to all creditors. If this Notice has been mailed to a creditor a foreign address, the creditor may file a motion requesting the court to extend the deadline.
Discharge of Debts	Confirmation of chapter 11 plan may result in discharge of debts, which may include a or part of your debt. See Bankruptcy Code § 1141(d). A discharge means that you mever try to collect the debt from the debtor, except as provided for in the plan.

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Case 09-14818-lbr Claim 6-1 Filed 06/29/09 Page 8 of 9

Bankruptcy Clerk's Office	Unless otherwise noted, any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed in this Notice. You may inspect all papers filed, including the debtor's property and debts and the list of the property claimed as exempt, at the bankruptcy clerk's office.					
Creditor with a Foreign Address	Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.					
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Claim 6-1 89-14818-lbr Filed 06/29/09 Page 9 of 9

LAS VEGAS NV 890 TS MA SOOR HONER

在過程第一十二五十四個過程過程

HERITAGE LAND COMPANY, LLC

40 Omni man Agement' GROUP, UC 16161 Ventura Bluo, suite GRECETVEI PMB 477 Encino, CA 91436

91436+2522 0020

453 VIM STREATS AVE Henseson, NU 89311 Mich Ad J. 8 ARE

CLAIM 54

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Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 1 of 11

	. .	<u></u>			
UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		PROOF OF CLAIM			
Name of Debtor: Rhodes Design and Development Corporation	Case 1	Vumber: 09-14846			
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.					
Name of Creditor (The person or other entity to whom the debtor owes money or property): MICHEL & MARIA BARR	:				
Name and address where notices should be sent					
michael J. BARR					
453 VIa Streeto Avenue		•			
95 SVIA STREET AVENUE					
Henderson, NV 89011					
TEL: (702)657-9211		ex to indicate that this claim amends a			
Name and address where payment should be sent (if different from above):		y filed claim. Jaim Number:			
Name:Address 1:		known)			
Address 2:	Filed On				
Address 3:	·—	is box if you are aware that anyone else			
Address 4:		a proof of claim relating to your claim.			
TEL: ()	_	is box if you are the debtor or trustee in			
	this case.				
Carefully read instructions included with this Proof of Claim before completing. In order to have your claim considered applicable questions. The original of this Proof of Claim must be sent to: The Rhodes Companies, LLC, ele C Boulevard, Suite C, PMB 477, Enclos, CA 91436-2522.	for payment Juni Manage	and/or voting purposes, complete ALL ement Group, LLC, 16161 Ventura			
1. Amount of Claim as of Date Case Filed:	5. Amount	of Claim Entitled to Priority under			
If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.	falls in one	507(a). If any portion of your claim of the following categories, check the in the amount.			
If all or part of your claim is entitled to priority, complete item 5.	DOX BUG MA	c Lie Buckut,			
Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach	Specify the priority of the claim:				
Itemized statement of interest or charges. 2. Basis for Claim	Domestic support obligations under - 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).				
DerVICEJEERFORMEDMARREN		alaries, or commissions (up to \$10,950°).			
(See instruction #2 on reverse side)	carned w	ithin 180 days before filing of the			
3. Last four digits of any number by which creditor identifies debtor:		ty position or constition of the debtor's whichever is earlier - 11 U.S.C. §			
		ions to an employee benefit plan - 11			
3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)	U.S.C. § 507(a)(5). Up to \$2,425° of deposits toward curchase, lease, or				
4. Secured Claim. (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of sctoff and provide the	incompletely of	n 25 ° of depoints toward purchase, lease, or property or services for personal, family, or f use - 11 U.S.C. § 507(a)(7).			
requested information,		pensities awad to governmental units - []			
Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe: Other	U.S.C. § 507(a)(8).				
	☐ Other - S 507(a)	pocify applicable paragraph of [1 U.S.C. §			
Value of Property: \$. Ar	nount entitled to priority;			
If any: 5 Basis for perfection:	\$				
Amount Secured Amount Unsecured	shareafter with re	bject to sufferiment on 47/10 and every 3 years apact to costs commenced on or after the date of			
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.	edfeatment.	TUDE COLOUT TO DOD			
7. Decuments: Attach reducted copies of any documents that support the claim, such as promissory notes, purchase orders, involces, itemized statements of running accounts, countracts, court judgments, mortgages, and security agreements. You may also attach a summary. Attach reducted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See Instruction 7					
and definition of "reducted" on reverse side.) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.					
If the documents are not available, please explain: Date 6 / 2 2 / 2 0 0 7 Signature: The person filing this claim must sign it. Sign and print name and title, If any, of the confirm or other person authorized to file this claim and state address and telephone.					
number if different from the notice address above. Attach copy of power of attorney, if any.					
	- 	ا م			
MICHAEL O BARR I INSPECTO	R][

Claim 54-1 Filed 07/02/09 Page 2 of 11 Case 09-14846-lbr

Receipt Conformed Copy

Requestor:

CHA BUSINESS CREDIT SERVICES

05/19/2009 14:54:52 · T20090175413

Bookiinstr: 20090519-0004215 Lien

Page Count: 2

Fees: \$15.00

N/C Fee: \$8.00

Debbie Conway

Clark County Recorder

ENVISION CONCRETE LLC CMA BUSINESS CREDIT SERVICES 3118 W CHEYENNE AVE \$100 N LAS VEGAS, NV 89032

APN: 160-32-512-022

NOTICE REQUESTED BY

AND RETURN TO:

NOTICE OF LIEN

The understand Claims a Bar usen the property described in this notice for work, materials or equips the improvement of property:

- The amount of the original contract is: \$ 2,460.00.
- The lotal amount of all additional, or changed work, materials and equipment, if any, is: \$ 0.00.
- The total amount of all payments received to date is: \$ 0.00
- 4. The amount of the lien, after deducting all just cradits and offsets, is \$2,460.00.
- 5. The name of the reputed owner, if known, of the property is: BARR MICHAEL & MARIA, 453 VIA STRETTO AVE. Henderson, NV 89011.
- 6. The name of the person by whom the iten claimant was employed or to whom the iten claimant furnished or agreed to furnish work, materials or equipment is: RHODES HOMES, 4730 S FORT APACHE #300, Las Vegas, NV 89147
- A brief statement of the terms of payment of the lien claimant's contract is: -net 30 days.
- 8. A description of the property and/or the improvements to be charged with the lien is: "" TUSCANY PARCEL 6B LT 22, 453 VIA STRETTO, Henderson, NV 89011, County Assessor Description: -Plat Book 123 Page 31 Lot 22, SEC32 TWP21 RNG63, County of Clark County Assessors Parcel Number: 160-32-512-022

VERIFICATION

I declare that I am authorized to fite this MECHANICS LIEN (PRIVATE WORK) on behalf of the claimant. I have read the foregoing document and know the contents thereof, the same is true of my own knowledge. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Dated May 19, 2009 for ENVISION CONCRETE LLC, 5655 REFERENCE ST, Las Vegas, NV 89147

Phone: (702) 259-2622 Fax: (702) 259-9908

CHERIE BERG, Representative For ENVISION CONCRETE LLC

ACKNOWLEDGEMENT BY NOTARY PUBLIC

STATE OF NEVADA \ SS. COUNTY OF CLARK\ SS.

CHERIE BERG, being duly sworn on oath according to law, deposes and says:

I have read the foregoing Notice of Lien, know the contents thereof and state that the same is true of my own personal knowledge, except those matters stated upon information and belief, and, as to those matters, I believe them to be true.

CHERIE BERG

On May 19, 2009 before me, the undersigned, a Notary Public in and for said state, personally appeared CHERIE BERG [X] Personally known to me.

Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the attached instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or their entity upon behalf for which the person(s) acted, executed the instrument.

Signature

ANGÉLA D SAVAGE

Notary Public - State of Novada COUNTY OF CLARK ANGELA D. SAVAGE

CAPACITY CLAIMED BY SIGNER: INDIVIDUAL

Attention Notary: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized documents.

Title or Type of Document: MECHANICS LIEN

Date of Document May 19, 2009

Number of Pages: 02

Case 09-14846-lbr Claim 54-1 Filed 07/02/09

Page 4 Receipt Conformed Copy

Requestor:

CONTERCE TITLE

82/13/2886 15:21:43 T28868827331

Book/Instr: 29968213-9993633 Deed Page County

Deed Page Count: 3 Fees: \$15.88 N/C Fee: \$8.88

RPTT: \$2,819.68

Frances Deane

Clark County Recorder

A.P. No. 160-32-512-022 Escrow No. 510942-A-MP/ R.P.T.T. \$2.019.60

WHEN RECORDED MAIL TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

MAIL TAX STATEMENT TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Tuscany Acquisitions LLC, a Nevada limited liability company

do(es) hereby GRANT, BARGAIN and SELL to

Michael Barr and Maria Barr, husband and wife as joint tenants

the real property situate in the County of Clark, State of Nevada, described as follows:

Lot 22, Block 1, of TUSCANY PARCEL 6B (formerly known as Palm City-Phase 2 Lot 6B) as shown by Map thereof on file in Book 123 of Plats, Page 31, in the Office of the County Recorder of Clark County, Nevada.

- All general and special taxes for the current fiscal year.
- Covenants, Conditions, Restrictions, Reservations, Rights, Rights of Way and Easements now of record.

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 01/28/2006

Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 5 of 11

Tuscarry Acquisitions LLC, a Nevada limited liability company

By: Rhodes Design and Developmennt Corposition, a Negada Corporation Managing Member

By: Nicole Cervero, Authorized Agent

STATE OF NEVADA

COUNTY OF CLARK

This instrument was addrowledged before me on _

by Nicole

Notary Public

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(My commission expires:

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Sent by: Anthony E. Bar Case 20 973948946-lbr | QL28012054-1:12-94604 07/02/1009-1: Plage 6 of 11

Debtor: Rhodes Design and Development Corporation

Case No.: 09-14846

Summary

This claim arises due to work performed at the direction of Rhodes Design and Development Corporation a subsidiary of Rhodes Homes ("Rhodes") by Envision Concrete, LLC ("Envision") to my home located at 453 Via Streeto Avenue, Henderson, NV 89011 ("home"), pursuant to the contract and subsequent warranty established between me and the builder of my home --- the aforementioned Rhodes.

The work was performed at my home by Envision in April 2009 and Envision then sought payment in the amount of \$2,460.00 from Rhodes. As Rhodes failed to fulfill its obligation to Envision, Envision placed a Mechanic's Lien on my home on May 19, 2009.

Date 6-22-2009

Date 6-22.09

Signature

Signature

Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 7 of 11

2

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

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In re:

RHODES DESIGN AND DEVELOPMENT CORPORATION

Debtor.

Chapter 11

aka RHODES HOMES Tax I.D. No. 88-0241963 Case No. BK-S-09-14846-LBR

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NOTICE OF CHAPTER 11 BANKRUPTCY CASE, MEETING OF CREDITORS, AND DEADLINES

A chapter 11 bankruptcy case was filed concerning the debtor(s) listed above on March 31, 2009.

You may be a creditor of the debtor. This notice lists important deadlines. You may want to consult an attorney to protect your rights. All documents filed in this case may be viewed at the bankruptcy clerk's office at the address listed on this Notice. The dockets and imaged case documents may also be viewed electronically at www.nvb.uscourts.gov or at https://ecf.nvb.uscourts.gov under the lead case: The Rhodes Companies, LLC, case number 09-14814. To register for a PACER login and password, call 1-800-676-6856 or go online at http://pacer.uscourts.gov.

NOTE: The staff of the bankruptcy clerk's office cannot give legal advice. See additional information enclosed on the page of this Notice entitled "Explanations."

Attorney for Debtor(s) (name and address):

ZACHARIAH LARSON LARSON & STEPHENS 810 S. CASINO CENTER BLVD., SUITE 104 LAS VEGAS, NV 89101 Telephone number: (702) 382-1170

PACHULSKI STANG ZIEHL & JONES LLP 10100 SANTA MONICA BLVD., 11th FLOOR LOS ANGELES, CA 90067-4100 Telephone Number: (310) 277-6910

Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 8 of 11

Meeting of Creditors

DATE: May 7, 2009 TIME: 3:00 PM

LOCATION: Foley Federal Building and U.S. Courthouse 300 Las Vegas Blvd., South, Room 1500 Las Vegas, NV 89101

Creditor with a Foreign Address:

See additional information enclosed on the page of this Notice entitled "Explanations," under the paragraph named "Meeting of Creditors."

Deadlines to File a Proof of Claim

For all creditors (except a governmental unit): 90 days after the date first set at the meeting of creditors.

For a governmental unit: 180 days after the date of the order for relief.

See additional information on the page of this Notice entitled "Explanations," under the paragraph named "Claims." All claims should be mailed to the Claims Agent listed below. If you wish to receive an acknowledgment of the receipt of your claim, you must provide an extra copy of the claim and a self-addressed stamped envelope.

Mail completed Proof of Claim forms to Claims Agent for Debtor:

Heritage Land Company, LLC c/o Omni Management Group, LLC 16161 Ventura Blvd., Suite C PMB 477

Encino, CA 91436 Telephone Number: (866) 989-6144

DO NOT FILE PROOF OF CLAIM FORMS WITH THE COURT.

Creditors May Not Take Certain Actions:

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request that the court impose a stay. If you attempt to collect a debtor or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

Address of the Bankruptcy Clerk's Office:

U.S. Bankruptcy Court 300 Las Vegas Blvd., South Las Vegas, NV 89101

Telephone Number: (702) 388-6257 Hours Open: Monday - Friday 9:00 AM - 4:00 PM

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Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 9 of 11

	EXPLANATIONS
Filing of Chapter I 1 Bankruptcy Case	A bankruptcy case under Chapter 11 of the Bankruptcy Code (title 11, United State Code) has been filed in this court by or against the debtor(s) listed in this Notice, at order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquid pursuant to a plan. A plan is not effective unless confirmed by the court. You may sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date the confirmation hearing, and you may object to the confirmation of the plan and at the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawye determine your rights in this case.
Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code § 362. Common example of prohibited actions include contacting the debtor by telephone, mail, or otherwise demand repayment; taking actions to collect money or obtain property from the debtorepossessing the debtor's property; and starting or continuing lawsuits or foreclosur Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time, and location listed in this Not The debtor's representative must be present at the meeting to be questioned under by the trustee and by creditors. Creditors are welcome to attend, but are not required to so. The meeting may be continued and concluded under a later date without furt notice. The court, after notice and a hearing, may order that the United States trusted not convene the meeting if the debtor has filed a plan for which the debtor solicited acceptances before filing the case.
Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this Notice, you can obtain one at any bankruptcy clerk's office or by downloading a Proof of Claim from the court's website at www.nvb.uscourts.gov . You may look at the schedules that have been or will be fill the bankruptcy clerk's office (or view electronically at www.nvb.uscourts.gov and con PACER). If your claim is scheduled and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you filed a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at a or if your claim is listed as disputed, contingent, or unliquidated, then you must file? Proof of Claim by the "Deadline to File a Proof of Claim" found on this Notice or you might not be paid any money on your claim against the debtor in the bankruptcy case and may be unable to vote on a plan. A secured creditor retains rights in its collaters regardless of whether that creditor files a Proof of Claim. Filing a Proof of Claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a
	lawyer can explain. For example, a secured creditor who files a Proof of Claim may surrender important nonmonetary rights, including the right to a jury trial. Filing Deadline for a Creditor with a Foreign Address: The deadlines for filing claims s forth in this Notice apply to all creditors. If this Notice has been mailed to a creditor a foreign address, the creditor may file a motion requesting the court to extend the deadline.
Discharge of Debts	Confirmation of chapter 11 plan may result in discharge of debts, which may include or part of your debt. See Bankruptcy Code § 1141(d). A discharge means that you never try to collect the debt from the debtor, except as provided for in the plan.

Case 09-14846-lbr Claim 54-1 Filed 07/02/09 Page 10 of 11

Bankruptcy Clerk's Office	Unless otherwise noted, any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed in this Notice. You may inspect all papers filed, including the debtor's property and debts and the list of the property claimed as exempt, at the bankruptcy clerk's office.				
Creditor with a Foreign Address	Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.				
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Case 09-44846-lbm Claim 54-1 Filed 07/02/09

POSTAGE DIJE .176

453 VIA STRETTO AVE HENDERSON, NV 89017

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HERITAGE LAND COMPANY, LLC

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Encino, CA . 9/436

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CLAIM 9

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 1 of 11

Name of Debtor: Tuscanly Acquisitions, LLC Core Number OF 14853 NOTE: This form should not be used to make a claim for an administrative response artising after the commencement of the case. A "respect" for payment of an administrative response stryle field represents to 11 U.S.C. 5 (5.93). Name of Cheller (The present or other case) to the Cheller of Cheller (The present of the case. A "respect" for payment of an administrative response style field represents to 11 U.S.C. 5 (5.93). Name and address where notices spould be post. TEL: (TIZZ) (IST) - (AIZ) (TIZZ) (UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		PROOF OF CLAIM			
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Sent by: Anthony E. Borr Casts-009-009853-lbr 6/22/2009 91-112:1978-01 06/29909 91-12:2978-01

Debtor: Rhodes Design and Development Corporation

Case No.: 09-14846

Summary

This claim arises due to work performed at the direction of Rhodes Design and Development Corporation a subsidiary of Rhodes Homes ("Rhodes") by Envision Concrete, LLC ("Envision") to my home located at 453 Via Streeto Avenue. Henderson, NV 89011 ("home"), pursuant to the contract and subsequent warranty established between me and the builder of my home --- the aforementioned Rhodes.

The work was performed at my home by Envision in April 2009 and Envision then sought payment in the amount of \$2,460.00 from Rhodes. As Rhodes failed to fulfill its obligation to Envision, Envision placed a Mechanic's Lien on my home on May 19, 2009.

Date 6-22-2009

Date 6-22-09

Signature

Signature

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 3 of 11

Receipt/Conformed Copy

Requestor:

NOTICE REQUESTED BY

AND RETURN TO:

ONA BUSINESS CREDIT SERVICES 05/19/2009 14:54:52 T20090175413

Book/Instr: 20090519-0004215

Lien

Page Count: 2

Fees: \$15.00

N/C Fee: \$9.90

Debbie Conway

Clark County Recorder

ENVISION CONCRETE LLC CMA BUSINESS CREDIT SERVICES 3110 W CHEYENNE AVE #100 N LAS VEGAS, NV 89032

APN: 160-32-512-022

NOTICE OF LIEN

The undersigned chains a lien upon the property described in this notice for work, metadals or equipment furnished for the improvement of property:

- The amount of the original contract is: \$ 2,480.00.
- 2. The total amount of all additional, or changed work, materials and equipment, if any, is: \$ 0.00.
- 3. The total amount of all payments received to date is: \$ 0.00
- 4. The amount of the lien, after deducting all just credits and offsets, is \$2,460.90.
- The name of the reputed owner, if known, of the property is: BARR MICHAEL & MARIA, 453 VIA STRETTO AVE, Henderson, NV 89011.
- The name of the person by whom the lien claimant was employed or to whom the lien claimant furnished or egreed to furnish work, materials or equipment is: RHODES HOMES, 4730 S FORT APACHE #300, Las Vegas, NV 89147
- A brief statement of the terms of payment of the lien claimant's contract is: -net 30 days.
- 8. A description of the property and/or the improvements to be charged with the lien is:

 TUSCANY PARCEL 6B LT 22, 453 VIA STRETTO, Henderson, NV 89011,

 County Assessor Description: -Plat Book 123 Page 31 Lot 22, SEC32 TWP21 RNG63, County of Clark

 County Assessors Parcel Number: 160-32-512-022

VERIFICATION

I declare that I am authorized to file this MECHANICS LIEN (PRIVATE WORK) on behalf of the claimant. I have read the foregoing document and know the contents thereof; the same is true of my own knowledge. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Dated May 19, 2009 for ENVISION CONCRETE LLC, 5855 REFERENCE ST, Las Vegas, NV 89147

by. Cherie Blig Phone: (702) 259-2622 Fax: (702) 259-8908

CHERIE BERG, Representative For: ENVISION CONCRETE LLC

ACKNOWLEDGEMENT BY NOTARY PUBLIC

STATE OF NEVADA } SS. COUNTY OF CLARK SS.

CHERIE BERG, being duly swom on oath according to law, deposes and says:

I have read the foregoing Notice of Lien, know the contents thereof and state that the same is true of my own personal knowledge, except those matters stated upon information and belief, and, as to those matters, I believe them to be true.

CHERIE BERG

On May 19, 2009 before me, the undersigned, a Notary Public in and for said state, personally appeared CHERIE BERG [X] Personally known to me.

Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the attached instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or their entity upon behalf for which the person(s) acted, executed the instrument.

Signature

ANGÉLA DISAVACE

Notery Public - State of Navada COUNTY OF CLARK ANGELA D. SAVAGE No Appointment Explans Jun. 3, 2015

CAPACITY CLAIMED BY SIGNER: INDIVIDUAL

Attention Notary: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized documents.

Title or Type of Document: MECHANICS LIEN

Date of Document: May 19, 2009

Number of Pages: 02

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 5 of Receipt Conformed Copy

Requestor:

COPPERCE TITLE

02/13/2006 15:21:43 T20068027331

Book/Instr: 20068213-0003633

Deed

Page Count: 3

Fees: \$15.66

N/C Fee: \$8.88

RPTT: \$2,019.60

Frances Deane

Clark County Recorder

A.P. No. 160-32-512-022 Escrow No. 510942-A-MP/ R.P.T.T. \$2,019.60

1

WHEN RECORDED MAIL TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

MAIL TAX STATEMENT TO: Michael Barr and Maria Barr 453 Via Stretto Avenue Henderson, NV 89015

GRANT, BARGAIN and SALE DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Tuscany Acquisitions LLC, a Nevada limited liability company

do(es) hereby GRANT, BARGAIN and SELL to

Michael Barr and Maria Barr, husband and wife as joint tenants

the real property situate in the County of Clark, State of Nevada, described as follows:

Lot 22, Block 1, of TUSCANY PARCEL 6B (formerly known as Palm City-Phase 2 Lot 6B) as shown by Map thereof on file in Book 123 of Plats, Page 31, in the Office of the County Recorder of Clark County, Nevada.

- All general and special taxes for the current fiscal year.
- Covenants, Conditions, Restrictions, Reservations, Rights, Rights of Way and Easements now of record.

TOGETHER with all tenements, hereditaments and appurtenances, including easements and water rights, if any, thereto belonging or appertaining, and any reversions, remainders, rents, issues or profits thereof.

Date: 01/28/2006

Tuscarry Acquisitions LLC, a Nevada limited liability company

By: Rhodes Design and Bevelopmennt Corporation, a Nevada Corporation Managing Member

By: Nicole Cervero, Authorized Agent

STATE OF NEVADA

COUNTY OF CLARK

This instrument was acknowledged before me on

by Nicole

Notary Public

ł

(My commission expires:



Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 7 of 11

1 UNITED STATES BANKRUPTCY COURT 2 DISTRICT OF NEVADA 3 4 În re: Chapter 11 5 TUSCANY ACQUISITIONS, LLC Case No. BK-S-09-14853-LBR Tax I.D. No. 20-2700206 6 Debtor. 7 8 NOTICE OF CHAPTER 11 BANKRUPTCY CASE, MEETING OF CREDITORS, 9 AND DEADLINES 10 A chapter 11 bankruptcy case was filed concerning the debtor(s) listed above on March 31, 2009. 11 You may be a creditor of the debtor. This notice lists important deadlines. You may want to consult an attorney to protect your rights. All documents filed in this case may be viewed at the 12 bankruptcy clerk's office at the address listed on this Notice. The dockets and imaged case documents may also be viewed electronically at www.nvb.uscourts.gov or at https://ecf.nvb.uscourts.gov under 13 the lead case: The Rhodes Companies, LLC, case number 09-14814. To register for a PACER login and password, call 1-800-676-6856 or go online at http://pacer.uscourts.gov. 14 NOTE: The staff of the bankruptcy clerk's office cannot give legal advice. See additional information 15 enclosed on the page of this Notice entitled "Explanations." 16 Attorney for Debtor(s) (name and address): 17 ZACHARIAH LARSON LARSON & STEPHENS 18 810 S. CASINO CENTER BLVD., SUITE 104 **LAS VEGAS, NV 89101** 19 Telephone number: (702) 382-1170 20 PACHULSKI STANG ZIEHL & JONES LLP 10100 SANTA MONICA BLVD., 114 FLOOR 21 LOS ANGELES, CA 90067-4100 Telephone Number: (310) 277-6910 22 23 Meeting of Creditors 24 DATE: May 7, 2009 25 **TIME:** 3:00 PM LOCATION: Foley Federal Building and U.S. Courthouse 26 300 Las Vegas Blvd., South, Room 1500 Las Vegas, NV 89101 27 Creditor with a Foreign Address: See additional information enclosed on the page of this Notice entitled "Explanations." under the 28 paragraph named "Meeting of Creditors."

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 8 of 11

1 Deadlines to File a Proof of Claim 2 For all creditors (except a governmental unit): 90 days after the date first set at the meeting of creditors. 3 For a governmental unit: 180 days after the date of the order for relief. 4 See additional information on the page of this Notice entitled "Explanations," under the paragraph 5 named "Claims." All claims should be mailed to the Claims Agent listed below. If you wish to receive an acknowledgment of the receipt of your claim, you must provide an extra copy of the claim 6 and a self-addressed stamped envelope. 7 Mail completed Proof of Claim forms to Claims Agent for Debtor: 8 Heritage Land Company, LLC c/o Omni Management Group, LLC 9 16161 Ventura Blvd., Suite C PMB 477 10 Encino, CA 91436 Telephone Number: (866) 989-6144 11 DO NOT FILE PROOF OF CLAIM FORMS WITH THE COURT. 12 Creditors May Not Take Certain Actions: 13 In most instances, the filing of the bankruptcy case automatically stays certain collection and other 14 actions against the debtor and the property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request that the court impose a stay. If you attempt to 15 collect a debtor or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case. 16 Address of the Bankruptcy Clerk's Office: U.S. Bankruptcy Court 17 300 Las Vegas Blvd., South Las Vegas, NV 89101 18 Telephone Number: (702) 388-6257 Hours Open: Monday - Friday 9:00 AM - 4:00 PM 19 20 21 22 23 24 25 26 27 28 -2Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 9 of 11

1 EXPLANATIONS				
2 3 4	Filing of Chapter 11 Bankruptcy Case	A bankruptcy case under Chapter 11 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor(s) listed in this Notice, and an order for relief has been entered. Chapter 11 allows a debtor to reorganize or liquidate pursuant to a plan. A plan is not effective unless confirmed by the court. You may be sent a copy of the plan and a disclosure statement telling you about the plan, and you might have the opportunity to vote on the plan. You will be sent notice of the date of		
5 6		the confirmation hearing, and you may object to the confirmation of the plan and attend the confirmation hearing. Unless a trustee is serving, the debtor will remain in possession of the debtor's property and may continue to operate any business.		
7	Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawyer to determine your rights in this case.		
8 9 0	Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code § 362. Common examples of prohibited actions include contacting the debtor by telephone, mail, or otherwise to demand repayment; taking actions to collect money or obtain property from the debtor; repossessing the debtor's property; and starting or continuing lawsuits or foreclosures. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay.		
11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Meeting of Creditors A meeting of creditors is scheduled for the date, time, and location listed in this Notice. The debtor's representative must be present at the meeting to be questioned under on by the trustee and by creditors. Creditors are welcome to attend, but are not required do so. The meeting may be continued and concluded under a later date without further notice. The court, after notice and a hearing, may order that the United States trustee not convene the meeting if the debtor has filed a plan for which the debtor solicited acceptances before filing the case.			
	Claims	A Proof of Claim is a signed statement describing a creditor's claim. If a Proof of Claim form is not included with this Notice, you can obtain one at any bankruptcy clerk's office or by downloading a Proof of Claim from the court's website at www.nvb.uscourts.gov . You may look at the schedules that have been or will be filed at the bankruptcy clerk's office (or view electronically at www.nvb.uscourts.gov and click on PACER). If your claim is scheduled and is not listed as disputed, contingent, or unliquidated, it will be allowed in the amount scheduled unless you filed a Proof of Claim or you are sent further notice about the claim. Whether or not your claim is scheduled, you are permitted to file a Proof of Claim. If your claim is not listed at all, or if your claim is listed as disputed, contingent, or unliquidated, then you must file a Proof of Claim by the "Deadline to File a Proof of Claim" found on this Notice or you might not be paid any money on your claim against the debtor in the bankruptcy case and may be unable to vote on a plan. A secured creditor retains rights in its collateral regardless of whether that creditor files a Proof of Claim. Filing a Proof of Claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a Proof of Claim may surrender important nonmonetary rights, including the right to a jury trial. Filing Deadline for a Creditor with a Foreign Address: The deadlines for filing claims set forth in this Notice apply to all creditors. If this Notice has been mailed to a creditor at a foreign address, the creditor may file a motion requesting the court to extend the deadline.		
6 7	Discharge of Debts	Confirmation of chapter 11 plan may result in discharge of debts, which may include all or part of your debt. See Bankruptcy Code § 1141(d). A discharge means that you may never try to collect the debt from the debtor, except as provided for in the plan.		

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 10 of 11

Bankruptcy Clerk's Unless otherwise noted, any paper that you file in this bankruptcy case shoul at the bankruptcy clerk's office at the address listed in this Notice. You may papers filed, including the debtor's property and debts and the list of the proclaimed as exempt, at the bankruptcy clerk's office.			ted in this Notice. You may inspe debts and the list of the property
Creditor with a Foreign Address	Consult a lawyer regarding your ri	familiar with United States ban ights in this case.	kruptcy law if you have any quest
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Page 44 of 57 Case 09-14814-gwz Doc 832 Entered 12/14/09 11:38:25

Case 09-14853-lbr Claim 9-1 Filed 06/29/09 Page 11 of 11

453 VIA STRETTO AUE Mich mel J. BARR

Henner son , NU 89011

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Encino, CA 91436

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Case 09-14814-gwz Doc 832 Entered 12/14/09 11:38:25 Page 45 of 57

Tel: (702) 382-1170 Fax: (702) 382-1169

810 S. Casino Center Blvd., Suite 104

Las Vegas, Nevada 89101

LARSON & STEPHENS

EXHIBIT C

73203-001\DOCS_SF:69105.1



LAW OFFICES

SAN FRANCISCO, CA LOS ANGELES, CA WILMINGTON, DE NEW YORK, NY

ISO CALIFORNIA STREET ISIN FLOOR SAN FRANCISCO CALIFORNIA 94111-4500

TELEPHONE: 415/263 7000 FACSIMILE: 415/263 7010

LOS ANGELES 10100 SANTA MONICA BLVD. 11th FLOOR LOS ANGELES CALIFORNIA 90067-4100

TELEPHONE: 310/277 6910 FACSIMILE: 310/201 0760

DELAWARE
919 NORTH MARKET STREET
17th FLOOR
P.O. BOX 8705
WILMINGTON
DELAWARE 19899-8705

TELEPHONE: 302/652 4100 FACSIMILE: 302/652 4400

NEW YORK 788 THIRD AVENUE 36th FLOOR NEW YORK NEW YORK 10017-2024

TELEPHONE: 212/561 7700
FACSIMILE: 212/561 7777

October 21, 2009

VIA U.S. FIRST CLASS MAIL

Michael & Maria Barr 453 Via Street Avenue Henderson, NV 89011

> Re: The Rhodes Companies, et al. Chapter 11 Case No. 09-14814 (Jointly Administered)

Dear Mr. & Mrs. Barr:

This firm represents Apache Framing, LLC, Rhodes Design and Development Corporation and Tuscany Acquisitions, LLC(the "Debtors") in their Chapter 11 bankruptcy cases filed in the United States Bankruptcy Court for the District of Nevada (jointly administered under Case No. 09-14814 LBR). You filed three identical proofs of claim on your behalf in the Debtors' bankruptcy cases as follows:

- Apache Framing, LLC, Case No. 09-14818 LBR, designated as Claim No. 6, in the amount of \$2,460.00;
- Rhodes Design and Development Corporation, Case No. 09-14846 LBR, designated as Claim No. 54 in the amount of \$2,460.00; and
- Tuscany Acquisitions, LLC, Case No. 09-14853 LBR, designated as Claim No. 9 in the amount of \$2,460.00.

According to the documentation attached to your claim, your claim is pursuant to a lien placed on your home by Envision Concrete, for services performed by Envision at the request of the Debtors. As of September 1, 2009, Envision Concrete has released their lien against your home. A copy of such release is attached hereto for your reference. Therefore, we request that you withdraw all three of your claims against the Debtors.

Please withdraw your Claims by signing and returning the enclosed Notice of Claim Withdrawal forms by November 16, 2009



Mr. & Mrs. Barr October 21, 2009 Page 2

so that we may avoid having to object to your claim in the Bankruptcy Court. Thank you.

Very truly yours,

/s/

Patricia J. Jeffries

PJJ Enclosure

cc: Michael A. Matteo

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3			TATES BANKRUPTO		
4		D	ISTRICT OF NEVAD	A	
5					
6	In re:		Case No.: Bl	K-S-09-14818-LBR	
7	APACHE FR	AMING, LLC, Debtor.	Chapter 11		
8					
9 10		NOTICE OF WITH	DRAWAL OF PROO	F OF CLAIM NO. 6	13.42.2
11					
12	MICH	IAEL & MARIA BARR I	hereby withdraws their	proof of claim, designa	ated as Claim
13	MICHAEL & MARIA BARR hereby withdraws their proof of claim, designated as Claim No. 6 filed in the above-captioned case.				
14		•			
15	Dated:	, 2009			
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17			Ву:	(signature)	(print name)
18			Its:		(title)
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3		BANKRUPTCY COURT	
4	DISTRIC	T OF NEVADA	
5			
6	In re:	Case No.: BK-S-09-14846-LBR	
7 8	RHODES DESIGN AND DEVELOPMENT CORPORATION, Debtor.	Chapter 11	
9			
10	NOTICE OF WITHDRAWA	L OF PROOF OF CLAIM NO. 54	
11			
12	MICHAEL & MARIA BARR hereby wi	ithdraws their proof of claim, designated	as Claim
13	No. 54 filed in the above-captioned case.		
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15	Dated:, 2009		
16		(signature)	
17		By: Its:	(print name) (title)
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2	TINITE OF A TO	מגמים	NKRUPTCY COURT	
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6	In re:	C	Case No.: BK-S-09-14853-LBR	
7	TUSCANY ACQUISITIONS, LLC,	C	Chapter 11	
8	Debtor.			
9				
10	NOTICE OF WITHDRA	WAL (OF PROOF OF CLAIM NO. 9	
11				
12	MICHAEL & MARIA BARR hereby withdraws their proof of claim, designated as Claim			
13	No. 9 filed in the above-captioned case.			
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15	Dated:, 2009			
16			(signature)	
17		By Its:	y: (print name) s: (title)	
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NOTICE REQUESTED BY AND RETURN TO:

ENVISION CONCRETE, LLC % CREDIT MANAGEMENT ASSN 3110 W CHEYENNE #100 NORTH LAS VEGAS, NV 89032

APN: 160-32-512-022

Inst #: 200909010003138

Fees: \$15.00 N/C Fee: \$0.00

09/01/2009 02:34:27 PM

Receipt #: 40587 Requestor:

CREDIT MANAGEMENT ASSN

Recorded By: LEX Pgs: 2 DEBBIE CONWAY

CLARK COUNTY RECORDER

DISCHARGE OR RELEASE OF NOTICE OF LIEN

Notice is hereby given that the undersigned did on MAY 19, 2009 record in book #20090519, as document #04215 in the office of the county recorder of CLARK County, Nevada, it's Notice of Lien or has otherwise given notice of his intention to hold and claim a lien upon the following described property, owned or purportedly owned by BARR MICHAEL & MARIA, 453 VIA STRETTO AVE, HENDERSON, NV 89011 situated in the county of CLARK, to wit: The project is commonly known as TUSCANY PARCEL 6B LT 22, 453 VIA STRETTO, HENDERSON, NV 89011.

. The specific contract information is for such additional information as to contact numbers for owners, general contractors, lenders or sureties as may be found in exhibit D, if attached.

NOW THEREFORE, for valuable consideration the undersigned does release, satisfy and discharge the claim or lien on the property described above by reason of such Notice of Lien, or by reason of the work or labor on, or materials furnished for, that property.

Dated August 31, 2009 for ENVISION CONCRETE LLC, 5655 REFERENCE ST, LAS

VEGAS. NV 89147

ELISE GUTIERREZ, REPRESENTATIVE FOR ENVISION CONCRETE LLC

I declare that I am authorized to file this Release of Mechanic's Lien on behalf of the claimant, I have read the foregoing document and know the contents thereof; the same is true of my own knowledge. I declare under penalty of perjury that the foregoing is true and correct and that it contains, among other things, a correct statement of demand of Claimant, after deducting all just credits and offsets. Executed at N LAS VEGAS, NV on August 31, 2009 for ENVISION CONCRETE LLC

ELISE GUTIERREZ, REPRESENTATIVE FOR ENVISION CONCRETE LLC

ACKNOWLEDGEMENT BY NOTARY PUBLIC

STATE OF NEVADA } SS. COUNTY OF CLARK SS.

ELISE GUTIERREZ, being duly swom on oath according to law, deposes and says:

I have read the foregoing Release of Lien, know the contents thereof and state that the same is true of my own personal knowledge, except those matters stated upon information and belief, and, as to those matters, I believe them to be true.

ELISE GUTIERREZ

On August 31, 2009 before me, the undersigned, a Notary Public in and for said state, personally appeared ELISE GUTIERREZ[X] Personally known to me.

Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the attached instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or their entity upon behalf for which the person(s) acted, executed the instrument.

Signature

KIM LAMBERTY

Notary Public - State of Nevada COUNTY OF CLARK KIM LAMBERTY
No. 89-3538-1 My Appointment Expires April 12, 2011

CAPACITY CLAIMED BY SIGNER: INDIVIDUAL

Attention Notary: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to unauthorized documents.

Title or Type of Document; RELEASE OF LIEN

Date of Document: August 31, 2009

Number of Pages: 02

Case 09-14814-gwz Doc 832 Entered 12/14/09 11:38:25 Page 53 of 57

810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Tel: (702) 382-1170 Fax: (702) 382-1169

LARSON & STEPHENS

EXHIBIT D

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		Case 09-14814-gwz Doc 832 Entered 12	2/14/09 11:38:25 Page 54 0/57				
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	8	UNITED STATES BA	NKRUPTCY COURT				
	9	DISTRICT OF NEVADA					
	10	In re:	Case No.: BK-S-09-14814-LBR				
69	11		(Jointly Administered)				
34 382-11	12	THE RHODES COMPANIES, LLC, aka "Rhodes Homes," et al.,1	Chapter 11				
PHENS Ivd., Suite 104 a 89101 Fax: (702) 382-1169	13	Debtors.					
'd., S' 'd., S' 1 891(14	Affects: All Debtors					
STEP ter Bly levadi [70]	15	Affects the following Debtor(s):					
Cent Cent gas, N 382-11	16	Apache Framing, LLC 09-114818; Rhodes Design and Development Corporation 09-	Hearing Date: January 14, 2010				
LAKSON & STEPHENS Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 (702) 382-1170 Fax: (702) 38	17	14846; and Tuscany Acquisitions, LLC 09- 14853	Hearing Time: 9:00 a.m. Courtroom 1				
810 S. Tel:	18		US OBJECTION TO MICHAEL & MARIA				
	19		ON 502(b) OF THE BANKRUPTCY CODE				
	20						
	21						
	22		abers are: Heritage Land Company, LLC (Case No. 09-				
	23	14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apach Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14825); Elkhorn Partnership (Case No. 09-14826); Bravo, Inc. (Case No. 09-14826); Elkhorn Partnership (Case No. 09-14826); Elkhorn P					
	24	14828); Six Feathers Holdings, LLC (Case No. 09-14833] LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No.); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa				
	25	Rhodes Ranch General Partnership (Case No. 09-14844);	Rhodes Design and Development Corporation (Case No.				
	26	09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow					
	27	LP (Case No. 09-14856); Wallboard, LP (Case No. 09-1	4858); Jackknife, LP (Case No. 09-14860); Batcave, LF				
	28	(Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887)					
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Upon consideration of the Debtors' Omnibus Objection to Michael & Maria Barr's Claims Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rules 3003 and 3007 [Docket No.] (the "Omnibus Objection"), filed by above-captioned debtors and debtors in possession (collectively, the "Debtors"), requesting that the Court enter an order disallowing and expunging the Barr Claims as set forth in the Column marked "Proposed Treatment/Disposition" in Exhibit A attached hereto; and the Court having jurisdiction to consider the Omnibus Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having reviewed the Omnibus Objection; the Court hereby finds and determines that, pursuant to Rule 3007 of the Federal Rules of Bankruptcy Procedure, due and proper notice has been provided to the holders of the Central Telephone Claims and all other parties entitled to notice; and no other or further notice is necessary; and the relief requested in the Omnibus Objection is in the best interests of the Debtors, their estates and creditors; and that the legal and factual bases set forth in the Omnibus Objection establishes just cause for the relief requested therein; therefore IT IS HEREBY ORDERED THAT:

- I. The Omnibus Objection is granted.
- The Barr Claims identified on Exhibit A are hereby disallowed in their entirety. 2.
- 3. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Omnibus Objection.

		Case 09-14814-gwz Doc 832 Entered 12/14/09 11:38:25 Page 56 0157
LARSON & STEPHENS 810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Tel: (702) 382-1170 Fax: (702) 382-1169	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	APPROVED/DISAPPROVED: DATED this 14th day of January, 2010. By: UNITED STATES TRUSTEE August B. Landis Office of the United States Trustee 300 Las Vegas Blvd. S., Ste. 4300 Las Vegas, NV 89101 Submitted by: DATED this 14th day of January, 2010. By: (s/ Zachariah Larson LARSON & STEPHENS Zachariah Larson, Esq. (NV Bar No 7787) Kyte O. Stephens, Esq. (NV Bar No. 7928) 810 S. Casino Center Blvd., Ste. 104 Las Vegas, NV 89101 (702) 382-1170 (Telephone) (702) 382-1170 (Telephone) zlarson@Islawnv.com Attorneys for Debtors
Las G	17	
810 S Tel:	18	
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Case 09-14814-gwz Doc 832 Entered 12/14/09 11:38:25 Page 57 of 57 LR 9021 Certification 1 2 In accordance with LR 9021, counsel submitting this document certifies as follows (check one): 3 The court has waived the requirement of approval under LR 9021. 4 No parties appeared or filed written objections, and there is no trustee appointed in the case. 5 6 I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, 7 and each has approved or disapproved the order, or failed to respond, as indicated below. 8 9 Submitted by: 10 DATED this 14th day of January, 2010. 11 By: /s/ Zachariah Larson Tel: (702) 382-1170 Fax: (702) 382-1169 LARSON & STEPHENS 12 Zachariah Larson, Esq. (NV Bar No 7787) 810 S. Casino Center Blvd., Suite 104 13 Kyle O. Stephens, Esq. (NV Bar No. 7928) **LARSON & STEPHENS** Las Vegas, Nevada 89101 810 S. Casino Center Blvd., Ste. 104 14 Las Vegas, NV 89101 (702) 382-1170 (Telephone) 15 (702) 382-1169 zlarson@lslawnv.com 16 Attorneys for Debtors 17 18 19 20 21 22 23 24 25 26 27 28

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